

Special Civil Application No.3114 of 1995.

Coram: R.R.Jain, J.

November 30, 1995.

Order:

Heard Mr. Nanavati, learned advocate, for the petitioner. Learned advocate for the respondents is absent.

To suspend an employee is a prerogative of employer as is normally done to facilitate departmental inquiry to be initiated in future. Mere suspension does not take away any right of an employee as is always subject to the result of departmental inquiry. In this case, the petitioner has been suspended on 24.2.1995 on the ground of alleged misconduct and aggrieved by the order of suspension, the petitioner has come before this Court. In my view, the petition is premature as mere suspension does not violate any fundamental right in its toto. Therefore, the petition is not maintainable and deserves to be dismissed.

In the result, the petition is rejected. Notice discharged.

30.11.1995. (R. R. Jain, J.)